

POUNCE JUSTICE QUIGLEY IS OUT. Sympathized Too Much with Trolley Strikers Brought Before Him.

SHIRKING OF DUTY FOUND.

Brooklyn General Term Says a Succession of Cases Leaves No Doubt.

CASE CANNOT BE APPEALED.

Quigley's Friends Say He Does Not Care Enough for the Office to Try to Get It Back.

The General Term of the Supreme Court, Brooklyn, at 11:30 to-day returned an oral decision removing Justice James F. Quigley, of the Gates Avenue Court, Brooklyn, for the intentional violation of his official duty in the disposition of cases connected with the recent trolley strike.

The charges against Quigley were brought by Mayor Schieren as Mayor, and as a taxpayer. The trial lasted three days, ending last night.

The court-room was crowded this morning with the friends of Justice Quigley and others interested. Justice Brown rendered the opinion.

The judge said in substance: "When the Court handed down its decision in the Watson case, it stated the rule which should be applied. The Court thinks the same rule should obtain in this case; that the evidence must show corruption, intentional violation of duty, disregard of law, conclusions and willful disregard of legal rules.

"Applying this rule to the Watson case, we found the evidence insufficient. The Court found one of two cases deriving corruption or malfeasance, a violation of the Adams street station in trying to catch him, so far as he has endeavored to catch him, continues his eluded and evasive conduct.

"The Court still adheres to the rule that a magistrate should not be removed because of the evidence which is presented to him. We must allow great latitude in the evidence which is presented to a magistrate in questions of law and fact.

"We do not find a few isolated instances in this case. We find in a given period, beginning with the inception of the strike, that Justice Quigley has been guilty of a uniformity which indicated violations of official construction of law and a total disregard of legal rules, conclusions and willful disregard of legal rules, which should have been drawn in these cases.

"In the case of Acker there was a manifest intention to reach a particular conclusion. The officer testified that he saw the stone being thrown, and the fact is, the stone was thrown. It made no difference in this case whether it struck a woman or a man. The evidence was taken to task. The case against the prisoner was dismissed.

"In the only case a car was assaulted and a motorist was threatened with violence. The magistrate did not believe the evidence. The case was dismissed.

"The Mullin case there was no doubt that a motorist was taken from a car to Palmetto Hall and there intimidated. The man who testified that Mullin was in the hall, because he was arrested there in spite of the fact that there was no evidence to connect the man with the hall. There seems to have been no evidence whatever to connect the man with the hall. The man who testified that Mullin was in the hall, because he was arrested there in spite of the fact that there was no evidence to connect the man with the hall.

"We find some of the Judge's remarks to have been improper. They were remarks which tended to encourage evil deeds. He said in court that the strikers had a right to get men out of the cars, but they must do so peacefully and orderly. Such a remark as that, which tends to encourage evil deeds, is not proper. They had no right even to step on a car in such a case, as it was trespass.

"We rendered an order of suspension that up to Feb. 5 only one person was held for the Grand Jury in many cases adjournments were had.

"In the case of a man charged with assault, he was immediately adjourned. Justice Quigley came into court shortly before Judge Brown ended his decision. He did not intend to do anything on the result of the proceedings. He refused to talk about the matter.

"To an Evening World reporter Justice Quigley, one of the General Term judges, said that he was not in court, and that the Gates Avenue Court was without a Judge. Quigley was finally removed, he said, by the order of the court. Another General Term Judge expressed himself in the same way.

"Ex-Judge Bailey, the court counsel, said that he did not think the case was appealable. He said that he did not believe there would be any appeal, and for, anyhow, as Justice Quigley did not care enough about the position to bother with it further.

"He said that of course Quigley did not care to be removed, but that as the office has never been of any benefit to him he was not likely to fight the case any more.

Getting Acts for Quigley.

Justice Quigley took charge of the Gates Avenue Police Court, Brooklyn, in the absence of Justice Quigley, and advised all cases going out of the recent trolley strike until March 15.

MARRIN FORGED ALSO.

Attachment Against the Missing Lawyer's Property.

Justice Bartlett, in the Supreme Court, Brooklyn, this afternoon issued an attachment against the property of Lawyer Frank C. Marrin, in a suit brought by Mrs. Caroline Barry, who alleges that he embezzled \$31,000 of her property.

In her complaint Mrs. Barry says the money was obtained by Marrin by the forgery of her signature to certain mortgages.

Frank C. Marrin, the Brooklyn lawyer who disappeared with over \$30,000, alleged to be embezzled from Mrs. Caroline Barry, who says she has not heard from him.

HOSPITAL CLOSED TO HIM. CENSURE TROLLEY MAGNATES. A Man Refused at St. Catherine's Died in Jail.

Surgeon McNamara's Conduct to Be Investigated.

Justice Watson, in the Ewen Street Court, Williamsburg, to-day expressed himself very strongly on the subject of Ambulance Surgeon McNamara, of St. Catherine's Hospital.

On Tuesday Lawrence Murtha applied for admission to St. Catherine's Hospital, saying he was out of work and sick. They would not let him in.

On Wednesday he was picked up on the street in an unconscious condition and taken to the Seventh Precinct station.

Surgeon McNamara refused to carry him to the hospital, claiming that he was troubled only with rheumatism. In the course of a few hours Murtha revived and staggered from the station. Late that evening he was again found unconscious, this time in a saloon on Freeman street.

He was taken to the station-house, and an ambulance summoned. McNamara, when he came, was indignant, and threatened to get the police into trouble for bothering him with such a trivial case. He was charged with vagrancy.

In the Ewen Street Court yesterday Judge Watson ordered an autopsy. Murtha was taken down to the morgue in Raymond Street, and given his pedigree, dropped dead.

Surgeon McNamara could not be seen at St. Catherine's Hospital when an Evening World reporter called. Justice Watson, however, expressed an intention of making an investigation, and said the present system of conducting hospitals is a disgrace.

St. Catherine's Hospital draws a snug sum of \$100,000 annually from a snug sum which is rated as a private corporation.

HE SMASHES WINDOWS.

Brooklyn Police Unable to Run Down This Clever Thief.

A window smasher has been operating extensively in the First Precinct, Brooklyn, during the past few weeks, and Capt. Campbell and the detectives of the Adams street station are trying to catch him, so far as he has endeavored to catch him, continues his eluded and evasive conduct.

He turned up again this morning. A large pile of glass was broken up at 481 Fulton street, and a window was smashed and an overcoat valued at \$150 was stolen. The window was valued at \$150.

Within a month the thief has broken windows in 15 and 16 o'clock at the corner of Pineapple, and Fulton street, near Red Hook lane, and in clothing stores at the corner of Broadway and the Post-Office, and Fulton street near Flatbush avenue. In each instance the thief has broken windows and stolen hundreds of dollars, while the property that was stolen did not exceed \$25 in any case.

Capt. Campbell believes that the thief who has been smashing windows in the morning, and attacks shop windows when an elevated railroad train or a heavy trolley is passing over the street. Detectives of the Central Office and policemen in citizens' dress have been struck by the thief on many occasions, but the thief has not been caught.

IT WAS STRAW BAIL.

Peppoliti Re-arrested on the Charge of Arson.

Antonio Peppoliti, indicted for arson in the first degree for a fire in his fruit store on Flushing avenue, near Hall street, Brooklyn, was re-arrested by Detective Bagnorello, of the District-Attorney's office, this morning. He had been released on \$5000 bail, and ordered Peppoliti's re-arrest.

After the fire, for which Peppoliti was indicted, a quantity of kerosene was found in a quantity of gunnison under the safe. It is believed that the thief stole kerosene oil about the store.

MRS. WHALEN LEFT.

Took a Walk in Brooklyn and Cannot Get Back Home.

Mrs. Whalen walked into the lower Fifth street station, Brooklyn, at 3 o'clock this morning, and when she had lost her home and her husband, they came to Brooklyn from the West, she said, and she had no money to pay for a walk last evening and lost her way. She was arrested on the charge of vagrancy, and she rode around the city for nearly seven hours without food or shelter. The police took care of her until this morning, and are now looking for her husband.

GOOD GOVERNMENT CLUBS.

Will Be Organized in Brooklyn at Once.

The Executive Committee of the Citizens' Union will meet to-night to formulate plans for organizing good government clubs in Brooklyn.

The clubs are to be identified with the good government clubs in New York.

WHAT WAS IN THE BOTTLE?

A Boy Given a Drink Which Caused His Death.

Coroner Creamer this afternoon issued a warrant for the arrest of Max Schroeder, charged with having caused the death of Michael Bory, a boy, 14 years of age, who died yesterday.

Schroeder and Bory were employed in Hirsch's fur shop, at Dekart and Moore streets, Brooklyn. Bory was given a soda-water bottle and told him to drink its contents. Bory did so and shortly afterwards was taken violently ill.

ROLAND REED HURT.

(Continued from First Page.)

piot's vision obscured, was helpless. Warning was given to everybody. In a moment the Lonsfellow ran into the pier and was crushed like an egg. The stroke was alongside the boilers. All who could rushed for safety to the Carrel. Some of the crew manned two lifeboats of the Lonsfellow and saved themselves and the family of Capt. John Miller, of Missouri, landing them in Covington, Ky.

The steamer hung to the pier, while the current striking bow and stern broke her in two. In less than five minutes she went down. The known lost now number four.

David Aldridge, of Rome, N. Y., an elderly man, who was accompanied by his wife and Mrs. Armstrong, of Jamestown, N. Y. He was lame. He walked with a cane and could not make his way in time over the freight that impeded the way towards the stern where the Carrel was. His wife and Mrs. Armstrong were saved.

The aged clerk of the boat, Capt. J. L. Carter, who only last night was speaking of his long service and of his feeling of safety, committed the indiscretion after once getting aboard the Carrel of going back for something from his office. Before he returned the vessel went under.

James Miller, the colored porter, was fatally injured in the collision. He was in an unselfish effort to save the aged clerk from being knocked overboard. He was hurrying back to the Carrel. A portion of the Carrel's vessel had been found and landed several miles below, and it is possible some of the freight may have been saved.

The Company has arranged to take up the freight on the Lonsfellow, which will leave to-morrow and go through to New Orleans.

The loss of baggage will seriously interfere with the passengers. Divers will be sent to the bottom to see what can be found. The Lonsfellow was not a new boat, having been rebuilt four years ago and was named Longfellow, then being lengthened twenty-five feet. She was valued at \$22,000 and insured for \$15,000.

Killed by a Boiler Explosion.

AKRON, O., March 8.—A large boiler at the works of the B. F. Smith & Company blew up through John Vance, a machanic, was instantly killed. John Sammerville was terribly scalded and otherwise seriously injured.

Fell Dead While Burying Goods.

EASTON, Pa., March 8.—While burying a bill back aged fifty of Broadway, N. J., dropped dead of heart disease.

Brakeman Killed at Norton.

STAMFORD, Conn., March 8.—Peter Doyle, brakeman on the "way freight," was thrown from the caboose this morning at Norton. The wheels of his body were held to-morrow.

DIED IN A STATION-HOUSE.

Mrs. Tobin's Death Was Caused by Pneumonia.

The autopsy on the body of the aged woman arrested for alleged intoxication, and who died last Wednesday noon in the Mercer street station, shows that she died of pneumo-pneumonia. The police diagnosed her case as one of alcoholism. Dr. Donlan performed the autopsy.

The body was identified to-day by Mrs. Fletcher, of West Sixty-third street, who is claimed to be the wife of the deceased. She has a daughter, who lives with her husband at 794 Eighth avenue.

Mrs. Tobin died of pneumonia, according to the opinion, in a court of law, and the coroner's jury will be upon indictment of the Grand Jury.

The Courts of Special Sessions have no power to try crimes under such circumstances.

Another opinion from the Corporation Counsel was to the effect that the amended Constitution, although giving preference to veterans for employment for positions at \$4 a day, or under, did not attempt to give preference to competitive examination.

No attempt was made to do business at the "Little Monte Carlo" to-day, and neither patrons nor proprietors could give any information as to whether an attempt would be made to reopen the big poolroom at that place. The impression seemed to be that it would be abandoned.

ELIGIBLE LIST OF POLICE.

Commissioner Andrews Wants the Vacancies Filled Soon.

At the meeting of the Board of Police Commissioners this afternoon, Commissioner Andrews proposed a resolution by which the Board was requested to ask the new Board of Civil-Service Examiners for an eligible list of 100 names, so that number of new policemen might be appointed.

Commissioner Andrews said he had consulted with the Civil-Service Examiners, and that the list had been examined all the old papers and had examined the names of the candidates. The Examiners believe the names to be correct, and, therefore, capable of giving a new list of names to the Board.

Commissioner Murray asked that the matter be laid over.

Commissioner Andrews objected, and said the names of the men on the list would run out April 1 and they would consequently have to qualify again.

WILLIAMS IS FIRM.

Havana Consul-General Says Spain Can't Bully Him.

States He Is Determined to Protect American Citizens.

Controversy with Captain-General Over Trial of Prisoners.

HAVANA, March 8.—Consul-General Williams appeared much surprised when he heard the statement that Captain-General Cervera had asked Spain to recall and send to the Spanish Cabinet had decided to comply with the request.

In an interview yesterday Consul-General Williams said: "There has been much trouble in the past with the treatment of various matters. I would have resigned long ago but for my family. At a conference held some time ago I was accused of giving alarming reports to the press. I denied it emphatically. The latest trouble arose from the prisoners of war, Sanquillo, Aguirre, Castillo and Pardo.

"They all hold citizenship in the United States. The Captain-General insisted that they should be tried by court-martial, while I demanded that their cases be determined by the civil courts, and that they cannot be questioned.

"There have been several controversies over this question, but I have been acting under articles 1 and 2 of the convention of Jan. 12, 1877, which says in substance that American citizens arrested in Spain shall be tried in civil courts, unless they are captured with arms in hand.

"These four prisoners were captured in pursuit of the ordinary violations. They cannot be tried by court-martial, and they cannot be questioned.

"I am ready to leave at any time, but will protect American citizens as far as possible while I am here. If I had not been defending these men I would have left long ago.

The news that Consul-General Williams' recall had been asked by the President of the United States surprised here and he has many partisans in Havana. There was no audience with the Consul-General last night.

MADRID, March 8.—Despatches received here from Havana state that Gen. Cervera refused to sign the release of the Negroes yesterday, capturing their camp and killing several of the men.

RIOTING IN TWO CHURCHES.

American Hart While Attending Services in Bulgaria.

SOFIA, Bulgaria, March 8.—During the progress of a religious service at the Protestant Church at Lomplanka, on Sunday last, the building was invaded by a mob of members of the Orthodox Greek Church.

The mob assaulted the worshippers, tore up the prayer books and completely wrecked the interior of the church. Several Germans and Americans were among the worshippers, and were seriously injured during the disturbance.

The Americans are under British protection.

PARIS, March 8.—A number of Socialists headed by Eugene Fouranier, proceeded yesterday to the Church of Notre Dame, at Clignancourt, insulted the preacher and came to blows with the worshippers.

Police were called and an hour passed before the riot was subdued.

SMALLEY TO COME HERE.

Engaged as American Correspondent by London Times.

LONDON, March 8.—George W. Smalley, the well-known London correspondent of an American newspaper, has been appointed American correspondent of the London Times.

Mr. Smalley has lived in England for a quarter of a century, and is more of a Londoner than of an American. He has been a member of the Conservative Party. He writes well and knows English politics thoroughly.

AMERICAN EXPLANATIONS ARRIVE AT MESSINA.

MESSINA, March 8.—The Hamburg-American line steamer Augusta Victoria, Capt. Kaempff, which sailed from New York on Jan. 25, with a party of excursionists to the Mediterranean and the Orient, arrived here this morning.

Movement to Curb the French Government's Power.

PARIS, March 8.—A large meeting, which was attended by many Senators and Deputies, was held here yesterday to draft the provisional statutes of the new League of Decentralization, which aims to minimize the control of the General Government and increase the power of the communes and departments of France.

WOMAN ACCUSES DOCTOR.

Springfield Physician Arrested on Charge of Malpractice.

SPRINGFIELD, Mass., March 8.—Dr. John L. Dale, of this city, was arrested at his home this morning, charged with performing an illegal operation upon Miss Annie Farley, aged twenty-three, who is claimed to be the wife of the doctor. The operation was performed at a house on the outskirts of Springfield on Feb. 25.

Ringling Out

our present stock of

CARPETS

to the tone of rock bottom prices. We want the room. Every roll fresh. Best Tapestry, 40 Patterns, at 60c. Best Hrs. silk, 14 Patterns, at 75c. Velvets, 27 Patterns, at 10c. Best Royal Wilton, 30 Patterns, the never-wear-out kind, worth \$2.50, at \$1.50. All with or without borders.

J. & J. DOBSON,

2 East 14th Street.

NO TRACE OF J. O. BACHE.

President Pattison Doesn't Believe There's a Woman in the Case.

Nothing has been heard of John O. Bache, Metropolitan editor of the Union Central Life Insurance Company, who disappeared last week. President John M. Pattison, of the Company, who came here from Cincinnati to clear up the mystery, said to-day he would allow to enter the missing man walked into the office at a moment's notice.

"From the investigation I have made," he said, "there is no motive for him to keep away. His small indebtedness to the Western National Bank was not sufficient to cause any worry. Bache was seen to enter the Boston train at Fall River, and there all trace of him ended."

Mr. Pattison places no reliance in the theory that there is a woman in the case. He says Mr. Bache was not fond of women. He speaks and acts like a man. He says Mr. Bache was not fond of women. He speaks and acts like a man. He says Mr. Bache was not fond of women. He speaks and acts like a man.

FOUND IN THE STREET.

A Man, Supposed to Be William M. Tooker, Dangerously Ill.

A man was found unconscious at 12 o'clock last night lying outside the Casino Club, Thirty-ninth street and Broadway. The New York Hospital physicians said that the man must have had a stroke of apoplexy.

In the pockets of the clothing was found a badge of the Volunteer Firemen's Association, No. 1,529. There was also a pocket watch, a pair of gloves, a pair of shoes, a pair of socks, a pair of trousers, a pair of drawers, a pair of underwear, a pair of shoes, a pair of socks, a pair of trousers, a pair of drawers, a pair of underwear.

The man's condition was considered critical. He was taken to the New York Hospital, where he was placed in a ward. The man's condition was considered critical. He was taken to the New York Hospital, where he was placed in a ward.

LAWYER CORLIUS IN COURT.

He Is Charged with Breaking Into Lawyer Aston's Office.

William Corlius, a young lawyer, who lives at Mount Hope, and who has an office at 35 Exchange place, was a prisoner in the New York Court House this morning, charged with malicious mischief. The complainant in the case was William Aston, a wealthy retired lawyer, who also has an office in the building at Exchange place.

Corlius, who has leased the office occupied by Aston, and who intended to take the building over, was charged with malicious mischief. The complainant in the case was William Aston, a wealthy retired lawyer, who also has an office in the building at Exchange place.

Policeman McCann, of the Broadway squad, who made the arrest, said in court that the complainant, lives at 25 Fifth avenue. Both men are rich.

WILL PAY HIMSELF.

Nicholson, Receiver, to Collect Rent from Nicholson, Tenant.

Lawyer William J. Nicholson was appointed receiver of an apartment house at 420 Columbus avenue to-day. A motion was made in Supreme Court, Chambers, to punish certain tenants for contempt of court for refusing to pay their rents.

In the course of his argument, Nicholson said that the receiver had taken himself, and that as receiver he had made an arrangement with himself as an individual to pay the rent.

Religion Made Him Crazy.

YARDVILLE, March 8.—Joseph Bowers became violently insane yesterday. He broke from his cell in the State Prison, and ran down the street with a club in his hand, saying he would kill any one he met. Bowers, who is a member of the Methodist Church, was taken to the State Hospital, where he was placed in a ward.

OKINAWA ANTI-CIGARETTE BILL.

GUTHRIE, O. T., March 8.—The House to-day passed a bill prohibiting the manufacture of cigars and cigarettes in Okinawa, an island in the Pacific Ocean, which is a territory of the United States.

TARIFF ON ELECTRICITY.

Canada Will Tax Current Generated at Niagara.

Wear not doing business for profit now—simply preparing for next year.

\$15 Suits FOR \$7.50

The suits have gone so quickly that it has occurred to us that people have been waiting for this sale on purpose, but it's all right. If we don't carry anything over we're satisfied and we're gratified to know that people who are taking these suits are satisfied—they ought to be. The stock is so broken that the whole question lays in whether you can get the right size of the kind you require. If you can do this you get a "bargain" indeed.

A few Winter Overcoats for \$1. New Spring garments are arriving.

E. O. THOMPSON,

245 Broadway,

Ref. Park Place and Murray St.

NOT SUCH A JAY AFTER ALL.

Saloon-Keeper Trips Up a Gang of Nerve Swindlers.

John Gerrity, 11 Second street, his wife, Jane, and James Roach and Edward O'Brien, this morning were committed for trial in the Yorkville Police Court. Gerrity was charged with blackmail, and the others with being suspicious persons.

Between 5 and 6 o'clock yesterday morning the men entered the saloon of Charles H. Greenfield, 21 Third avenue, and after having drinks, left. A few hours later, Gerrity returned with Jane, who calls herself his wife, and Edward O'Brien, who is a member of the same gang. He said the matter could be fixed and save his business.

Greenfield had heard of this game being worked on another saloon-keeper, and, pretending to be frightened, asked Gerrity how much should be given. Ten dollars was the price.

Greenfield quietly sent his bartender to the East Twentieth street police station for a patrolman.

The bartender overheard the woman say to Gerrity, "It's the safest job we have ever had."

Greenfield returned to the back room. The woman said she had threatened to file the matter if once her husband advised her.

Policeman Fink came and arrested Gerrity and his alleged wife, Roach and O'Brien were loitering outside and also were taken into custody.

CRAZY MAN IN A CAR.

He Is Supposed to Be H. Reynolds, an Escaped Patient.

An unknown man created excitement on a street car in Sixth avenue at 11:45 o'clock last night at Twenty-second street. He jumped on the platform and, after a struggle, was thrown into the street. He was taken to the hospital, where he was placed in a ward.

The man's condition was considered critical. He was taken to the hospital, where he was placed in a ward.

AN EARTHQUAKE AT SEA.

Hydrographic Officers Believe It a Gigantic Oceanic Eruption.

SA. FRANCISCO, March 8.—An earth quake at sea is reported by incoming vessels, and hydrographic officers believe it was a gigantic oceanic eruption.

The earthquake, which occurred early in the morning of March 2, was preceded by a calm sea. The first warning came in the form of a deafening roar which seemed to rise out of the sea.

In an instant the ocean was lashed into a mass of foam, rising in places in great, geyser-like columns. Vessels stopped with a crash as if they had struck on a rock.

The weather forecast for the district here ending at 3 P. M. tomorrow is as follows: Cloudy and threatening, with possible occasional snow today, but falling clear, first tomorrow.

Weather Forecast.

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DAMAGE SUIT IN ZEEBA'S DEATH.

Francis Gibbons applied at the Saratoga office this morning for letters of administration on the estate of Annie Zeeba, who was killed by the falling of the roof of a tench structure at Fifth and Third streets, on March 1. Zeeba left a property, but Gibbons was unable to get the property, and he is suing Gibbons against John McKelvey, George Drake and Patrick J. Zeeba, who he says were the parties responsible for Zeeba's death.

That One Big Library.

The Trustees of the Tilden Library and of the Lenox Library have voted for consolidation. It is believed that the Astor Library Committee will vote the same way. The proposed consolidated library is, therefore, almost a certainty.

Kumfurt Shoe Co.

SPECIAL SALES. 800 PAIRS Men's Finest LACE SHOES, Razor or London Toes.

Actually Worth \$3.00.

STOP-CLOCK SALE.